

CHALOS, O'CONNOR & DUFFY, LLP
Attorneys for Plaintiff,
COMANDATE MARINE CORP.
366 Main Street
Port Washington, New York 11050
Tel: (516) 767-3600
Fax: (516) 767-3605
Owen F. Duffy (OD-3144)
George E. Murray (GM-4172)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
COMANDATE MARINE CORP.,

Plaintiff,

08 CV 503 (DC)

v.

BULK MARINE LTD.,

**NOTICE OF
VOLUNTARY
DISMISSAL**

Defendant.

-----X

PLEASE TAKE NOTICE that the above-entitled action is hereby voluntarily dismissed without prejudice by Plaintiff, COMANDATE MARINE CORP., as to the Defendant BULK MARINE LTD. pursuant to Rule 41(a)(1) of the Rules of Civil Procedure for the United States District Courts. Defendant has not appeared, answered, or filed a motion for summary judgment in this action. No costs are to be assessed to any party.

Dated: Port Washington, New York
February 14, 2007

CHALOS, O'CONNOR & DUFFY LLP
Attorneys for Plaintiff,
COMANDATE MARINE CORP.

By:



Owen F. Duffy (OD-3144)
366 Main Street
Port Washington, New York 11050
Tel: 516-767-3600
Telefax: 516-767-3605

SO ORDERED:

Dated: New York, New York
February __, 2008

Hon. Denny Chin, U.S.D.J.